

ALLEGED VIOLATION: On 10-19-55 and 9-26-56, at Wichita, Kans., the defendant unlawfully served a quantity of colored oleomargarine.

CHARGE: 407 (c)—colored oleomargarine was served at a public eating place, namely, Spa Grill, and it was a separate serving which (1) did not bear, and was not accompanied by, labeling identifying it as oleomargarine or (2) was not triangular in shape.

PLEA: Guilty.

DISPOSITION: 6-13-57. \$20 fine.

POULTRY

23843. Dressed poultry. (F. D. C. No. 39662. S. No. 37-279 M.)

QUANTITY: 300 crates containing 16,684 lbs. at Newark, N. J.

SHIPPED: 10-9-56, from Gainesville, Ga., by Mar-Jac Poultry Co.

LABEL IN PART: "Grade A Fryers Inspected and Passed for Wholesomeness by Hall County, Ga. Health Dept. Gainesville, Georgia Permit No. 103."

LIBELED: 11-5-56, Dist. N. J.

CHARGE: 402 (a) (3)—contained birds which were contaminated with fecal and crop material; and 402 (a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 1-25-57. Consent—claimed by McKibbin Bros., Inc., Gainesville, Ga. The article was reconditioned by thawing and a thorough washing and cleaning.

23844. Dressed poultry. (F. D. C. No. 39882. S. Nos. 60-626/30 M.)

QUANTITY: 54 crates containing a total of 3,370 lbs. at Boston, Mass.

SHIPPED: 2-6-57, from Goffstown, N. H., by Karanikas & Sons Poultry Co.

LIBELED: 2-27-57, Dist. Mass.

CHARGE: 402 (a) (3)—contained birds which were contaminated with fecal and crop material when shipped; and 402 (a) (5)—a portion of the article was in whole or in part the product of a diseased animal.

DISPOSITION: 4-3-57. Consent—claimed by Karanikas & Sons Poultry Co. Segregated; approximately 125 lbs. destroyed.

23845. Dressed poultry. (F. D. C. No. 40106. S. No. 60-637 M.)

QUANTITY: 18 70-lb. boxes and 1 28-lb. box at Providence, R. I.

SHIPPED: 3-8-57 and 3-11-57, from Belfast, Maine, by Maplewood Packing Co.

LIBELED: 3-27-57, Dist. R. I.

CHARGE: 402 (a) (3)—contained birds contaminated with fecal matter and extensively bruised birds when shipped; and 402 (a) (5)—contained diseased birds.

DISPOSITION: 7-8-57. Default—destruction.

23846. Dressed poultry. (F. D. C. No. 39737. S. No. 57-377 M.)

QUANTITY: 18 crates, each containing from 51 to 58 lbs., at Miami, Fla.

SHIPPED: 12-6-56, from Canton, Ga., by Etowah Poultry Co.

LIBELED: On or about 1-3-57, S. Dist. Fla.

CHARGE: 402 (a) (3)—contained birds which were contaminated with fecal and crop material when shipped.

DISPOSITION: 2-25-57. Default—destruction.

23847. Dressed turkeys. (F. D. C. No. 39862. S. No. 62-601 M.)

QUANTITY: 4 225-lb. crates at New York, N. Y.

SHIPPED: 1-23-57, from Philadelphia, Pa., by Quaker City Dressed Poultry Co., Inc.

LABEL IN PART: "Dressed Poultry * * * Quaker Brand Poultry."

LIBELED: 2-18-57, S. Dist. N. Y.

CHARGE: 402 (a) (3)—contained birds which were contaminated with fecal matter and extensively bruised birds when shipped; and 402 (a) (5)—it was in whole or in part the product of a diseased animal.

DISPOSITION: 3-15-57. Default—destruction.

SPICES, FLAVORS, AND SEASONING MATERIALS

23848. Fennel seed. (F. D. C. No. 39804. S. No. 33-451 M.)

QUANTITY: 10 120-lb. bags at Omaha, Nebr.

SHIPPED: 10-30-56, from New York, N. Y., by Knickerbocker Mills Co.

LABEL IN PART: (Bag) "Leo New York Produce of India Triple Recleaned Fennel."

LIBELED: 12-7-56, Dist. Nebr.

CHARGE: 402 (a) (3)—contained rodent excreta when shipped.

DISPOSITION: 1-9-57. Default—destruction.

23849. Vanilla beans. (F. D. C. No. 40095. S. No. 59-426 M.)

QUANTITY: 59 lbs. at Philadelphia, Pa.

SHIPPED: 2-7-57, from Springfield, Mass. This was a return shipment.

LIBELED: 3-11-57, E. Dist. Pa.

CHARGE: 402 (a) (3)—contained live insects while held for sale.

DISPOSITION: 3-27-57. Consent—claimed by Zink & Triest Co., Philadelphia, Pa. Segregated; 19 lbs. 11 ozs. destroyed.

23850. Dietall. (F. D. C. No. 39946. S. No. 56-434 M.)

QUANTITY: 12 25-lb. boxes at Cambridge, Minn.

SHIPPED: 12-26-56, from New York, N. Y., by Mainland Corp.

LABEL IN PART: "Dietall 'The Complete Food' * * * Flavor Meat."

RESULTS OF INVESTIGATION: The article was manufactured by Foodmaker, Inc., Lindenhurst, N. Y.

LIBELED: 2-13-57, Dist. Minn.

CHARGE: 402 (a) (3)—contained rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 3-27-57. Default—destruction.